

*Application No. 10/804,425*

**REMARKS**

Claims 33-38 are pending in the application with claims 33-37 amended herein.

Claims 33-38 stand rejected under 35 U.S.C. 112, second paragraph, as being indefinite. Without admitting to the propriety of the rejection, Applicant herein amends claims 33-37 addressing the alleged indefiniteness. Applicant requests withdrawal of the indefiniteness rejection in the next Office Action.

Claims 33-38 stand provisionally rejected for obviousness-type double patenting over the claims of co-pending applications listed on page 3 of the Office Action. Applicant notes that U.S. Patent Application No. 10/691,255 recently issued as U.S. Patent No. 6,946,025. Accordingly, Applicant addresses the recently issued patent below. Regarding the remaining co-pending applications, Applicant notes that all other grounds for rejection are believed to be overcome herein and thus requests withdrawal of the provisional obviousness-type double patenting rejection in the next Office Action.

Claims 33-38 stand rejected for obviousness-type double patenting as being unpatentable over the claims of U.S. Patents listed on pages 4-5 of the Office Action. Without admitting to the propriety of the rejection, Applicant herewith submits a timely filed terminal disclaimer overcoming the double patenting rejection. Applicant included recently issued U.S. Patent No. 6,946,025 in the terminal disclaimer.

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Along with the Office Action, Applicant received an examiner-initialed copy of a previously filed Form PTO-1449 filed March 18, 2004. On Sheet 3 of 4, three articles in the "Other References" section are not initialed. Applicant requests consideration and initialing of the listed references and return of an initialed copy with the next Office Action.

Applicant herein establishes adequate grounds supporting patentability of claims 33-38 and request allowance of all pending claims in the next Office Action.

Respectfully submitted,

Dated: 23 Sep 2005 By:   
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